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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**
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11 CRAIG SMITH,

12 Plaintiff,

13 vs.

14 DAN LINK, et al.

15 Defendants.
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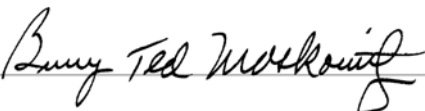
CASE NO. 07cv2077 BTM(RBB)

**ORDER RE: MOTION FOR RELIEF
FROM JUDGMENT**

17 Plaintiff has filed a motion for relief from judgment pursuant to Fed. R. Civ. P. 60(b).
18 The Court is willing to hear the motion and will set a motion hearing date if Plaintiff obtains
19 a limited remand from the Ninth Circuit Court of Appeals.

20 **IT IS SO ORDERED.**

21 DATED: August 14, 2008

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24 Honorable Barry Ted Moskowitz
25 United States District Judge
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